IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 2865 OF 2007
IN
FIRST APPEAL (ST) NO. 12231OF 2007

Municipal Corporation of Greater Mumbai ...Applicant
Vs.
Nirmala Chandrakant Gavande ...Respondent

Mr. J.J.Xavier i/b. Mr. S.H. Ujjainwalla & Co for Applicant
Respondent and Advocate absent

CORAM: SMT.ROSHAN DALVI,J.
DATED: 22ND JUNE, 2007

P.C.

1. The Appeal challenges the order of the Bombay City Civil Court granting permission to reconstruct the structures stated to be demolished by the Appellants dated 8th March, 2007.

2. In this Application ad-interim stay has been granted after notice was served upon the Respondent. The last stay was granted on 8th June, 2007. Thereafter an affidavit of service of this Application has been filed. Further notice that this application will be taken up for hearing today for the grant of

stay pending appeal has also been served upon the Respondents. The notices signed by the Respondent are produced. The Application deserves to be granted pending Appeal and pending determination of the main issues relating to the reconstruction of the premises. Hence, this Civil Application is made absolute in terms of prayer clause (b). The order of City Civil Court dated 8th June, 2007 shall not be implemented until hearing of the Appeal.

(SMT. ROSHAN DALVI, J.)